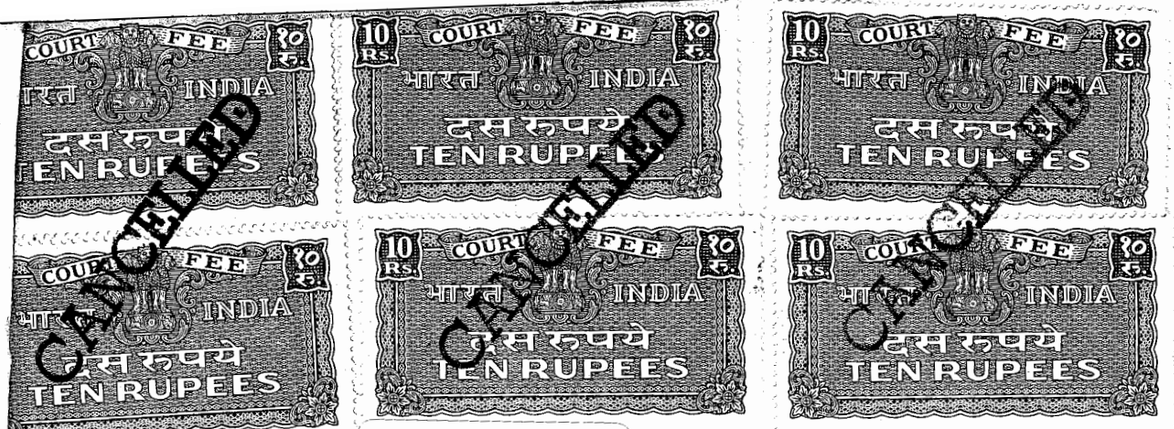

CF0000115617

100/- (2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P. ..... 903 ...../ 2001

PETITIONER :

M/s. Harbansh Singh & Sons,
Through Its Partner Gurmeet Singh Bhatia, S/o Late Sardar Harbansh Singh Bhatia, Aged 45 years, Resident of Dayalbandh, Bilaspur (C.G.)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, through its Secretary, Excise & Commercial Tax, Department of Excise, D.K.S. Bhawan, Raipur (Chhattisgarh)
2. Commissioner,Excise & Commercial Tax, Department of Excise (Separate Revenue), D.K.S. Bhawan Raipur (C.G.)
3. Collector, Raigarh, (Auctioning Authority) Raigarh (C.G.)

Presented by Shri ... dated ...

PETITIONER UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA FOR ISSURANCE OF APPROPRIATE WRIT IN THE NATURE OF MANDAMUS,, CERTIORARI ETC. OR DIRECTION/ ORDER IN THE LIKE NATURE.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

262

आदेश पत्रक

मामला क्रमांक W.P. No. 903/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

~~06-08-2002~~

Shri Abhishek Sinha, counsel for the petitioner.

Dr. N.K.Shukla, learned Addl. Adv. General with Shri Ranbir Singh, Govt. Adv. for the State.

Heard.

It is stated by the learned counsel for the petitioner that the prayer claimed in this writ petition has become infructuous. However, the only question survives is the question of the Government refunding the amount which had been deposited by the petitioner as also by the intervener- Krishna Chandra Raut, who is represented by Shri D. Mishra, Advocate. It appears that the petitioner had deposited Rs.42 Lacs and the intervener had deposited Rs.50 Lac for auction of liquor shops of Group No.1 Barapara in District Raigarh. Admittedly, their bids have not been accepted. It is stated by the Additional Advocate General that since bids have not been accepted State will refund the amount. At this stage Mr. Rajeev Shrivastava, Adv. stated that his client– Anil Pandey had also deposited Rs.30 Lac, which also needs to be refunded.

Accordingly in view of the statement made by learned Additional Advocate General, the petition is disposed of by directing the State to refund the amount to the petitioner, intervener- Krishna Chand Raut and Anil Pandey within a period of three weeks from today. It may be mentioned that Shri Rajeev Shrivastava, counsel for the intervener- Anil Pandey, has stated and undertakes that the petitioner would withdraw his writ petition by filing a proper application before this Court.

Sd/-
P.C. Naik
Judge